

REMARKS

Claims 1 and 2 are pending in the present application and have examined. Claims 1 and 2 have been rejected under 35 U.S.C. §103(a) over Goyal et al. (U.S. Patent 6,751,473) in view of Yuyama et al. (U.S. Patent 5,825,408). Reconsideration of the present application is respectfully requested.

In paragraph 1 of the Office Action, both claims 1 and 2 have been rejected under §103 over the combination of Goyal and Yuyama. Independent claim 1 requires that the “third casing is configured such that when an output portion of said receiver unit faces a display side of said first casing, a lens portion of said camera unit is concealed by the one end of said first casing.” As noted in the Office Action, Goyal does not teach or suggest this express limitation of independent claim 1.

In order to cure this deficiency in Goyal, the Office Action modifies the camera unit of Goyal to incorporate the teachings of Yuyama. Applicants respectfully disagree that even if the teachings of these two references were combined, the resultant combination would read on the present invention as recited in claims 1 and 2. Furthermore, Applicants respectfully submit there is no motivation or suggestion to combine these two references.

In combining the two references, the Examiner suggests incorporating the micro and macro lenses and select switch of Yuyama into the camera portion of the telephone apparatus of Goyal. Apart from the lack of motivation to do so, discussed below, Applicants respectfully submit that even if one would to make this modification, the resulting combination would still not read on the express limitation of claim 1. Specifically, the Office Action states that “in other words, one lens remains concealed (i.e., not being used) while the other lens is being used.” The net result, though, of such a modification to Goyal would be that a lens of the camera unit is still exposed to the exterior. As discussed throughout the present specification, this is the exact problem which the present invention is trying to solve.

In the combination proposed by the Examiner, the lens of the camera unit is still exposed to dirt, oils and scratching, which problems have been solved by the present invention as recited in independent claim 1.

There are several problems associated with the Office Actions motivation that combine the two references. First of all, the rotation of the camera unit in Yuyama to provide a different field of view has already been provided by the rotating camera unit in Goyal. There accordingly would be absolutely no motivation to combine these two references as Goyal already provides this function that is sought to be incorporated from Yuyama. A second deficiency in the motivation to combine the references is that the camera in Goyal is a simple camera unit incorporated into a telephone device (like the present invention). There is therefore no motivation to incorporate the more complex multi lens camera unit from the dedicated imaging apparatus of Yuyama into a simple telephone device. Finally, Yuyama itself did not follow the motivation suggested by the Office Action in that its embodiment with the rotating camera disclosed in Figures 15 and 16 did not incorporate the complex lens system as disclosed in the embodiment of Figure 5. Furthermore, it was not even suggested that such incorporation could be accomplished or is desirable.

Accordingly, Applicants respectfully submit that there is no motivation or suggestion to modify the camera unit of the telephone device of Goyal with the teachings of Yuyama.

Applicants have shown that even if combined, the result in combination of Goyal and Yuyama does not read on the present invention and recited in independent claim 1 and dependent claim 2.

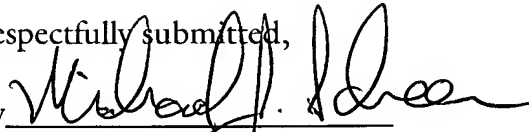
Applicants have furthermore shown that there is no motivation or suggestion to combine these two references. Withdrawal of the rejection of the claims of the present application on the basis of Goyal and Yuyama is therefore respectfully requested.

As each of the claims of the present application are currently in condition for allowance such action is earnestly solicited.

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Respectfully submitted,

By



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